

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
Guide to Filing Fees and Court Costs charged under SDCL 16-2-29, 16-2-39, 16-2-45
Effective 1/24/2014

CIVIL COURT COSTS	Filing Fee		Court Automation Surcharge		Law Library Fee		Postage		Total Court Costs
Divorce	\$50.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$95.00
Child Support Modification	\$50.00	+	\$0.00	+	\$0.00	+	\$0.00	=	\$50.00
Civil Cases filed for Jury or Court Trial	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Default Judgments	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Default with Garnishment	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Dissolution of Corporation	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Foreclosure	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Quiet Title	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Appeals from an Administrative Agency	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Adoptions	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Name Change	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00

Secretary of State (Optional) \$30.00 - To South Dakota Secretary of State when a claim is filed against a Corporation

Division of Insurance (Optional) \$10.00 - To State Division of Insurance when a claim is filed against an Insurance Company

Please review SDCL 15-6-4(d) regarding personal service of summons

Small Claims									
Claims for \$.01 - \$100.00	\$4.00	+	\$12.00	+	\$2.00	+	\$6.98	=	\$24.98
Claims for \$100.01 - \$1,000.00	\$10.00	+	\$12.00	+	\$2.00	+	\$6.98	=	\$30.98
Claims for \$1,001.00 - \$3,999.99	\$20.00	+	\$12.00	+	\$2.00	+	\$6.98	=	\$40.98
Claims for \$4,000.00 - \$12,000.00	\$20.00	+	\$16.00	+	\$2.00	+	\$6.98	=	\$44.98
Certified Mail for Each Additional Party									
(Required on all Counterclaims)	\$6.57	+	\$0.00	+	\$0.00	+	\$0.00	=	\$6.98
Subpoena's	\$2.00	+	\$0.00	+	\$0.00	+	\$0.00	=	\$2.00

Secretary of State (Optional) \$30.00 - To South Dakota Secretary of State when a claim is filed against a Corporation

Division of Insurance (Optional) \$10.00 - To State Division of Insurance when a claim is filed against an Insurance Company

Raising Small Claims to Civil Court \$35.00 - This occurs when a Small Claims Case is raised to Civil Court

Bond posted by Defendant \$250.00 - A bond is required when raising a Small Claims Case to Civil Court

Probate									
Estate (Probate of Wills)	\$75.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$120.00
Summary Disposition	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Termination	\$25.00	+	\$40.00	+	\$5.00	=	\$0.00	=	\$70.00
Special Administrations	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Determination of Inheritance Tax	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Guardianships (includes all subsequent papers)	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Trust	\$25.00	+	\$40.00	+	\$5.00	+	\$0.00	=	\$70.00
Safekeeping and Filing of Wills	\$2.00	+	\$0.00	+	\$0.00	+	\$0.00	=	\$2.00
Sale of Property	\$0.00	+	\$0.00	+	\$0.00	+	\$0.00	=	No Charge

Issuing the following documents:

Total Fee

Execution	\$5.00
Special Execution	\$5.00
Writ of Execution or Commission	\$5.00
Filing and/or Docketing a Transcript of Judgment	\$10.00

Supreme Court of Appeals

To Clerk of Circuit Court	\$50.00 - Filing Fee
To Clerk of Supreme Court	\$50.00 - Filing Fee + \$50.00 Court Automation Surcharge = \$100.00

CRIMINAL COURT COSTS

	Liquidated Costs		Court Automation Surcharge		Victim's Compensation Surcharge		Total Court Costs
All Felonies	\$40.00	+	\$61.50	+	\$2.50	=	\$104.00
All Class 1 Misdemeanors	\$40.00	+	\$41.50	+	\$2.50	=	\$84.00
Class 2 Misdemeanors (Violation of State Law)	\$40.00	+	\$23.50	+	\$2.50	=	\$66.00
All Violations of County or Municipal Ordinances	\$40.00	+	\$17.50	+	\$2.50	=	\$60.00
All Violations of Administrative Rules with Criminal Penalties	\$40.00	+	\$17.50	+	\$2.50	=	\$60.00

Petty Offenses No Court Costs, but fines will be assessed

According to SDCL 25-10-1, effective July 1, 2011, any person convicted of a crime involving domestic violence or domestic abuse, the court shall order additional court costs of \$25.00 to be paid to the Clerk of Courts

MISCELLANEOUS (Criminal & Civil)

	Total Fee
Record Searches	\$15.00
Authenticated Copies	\$2.00
Certified Copies	\$2.00
Standard Copies	\$0.20
CourtSmart CD's	\$5.00

Fax Filings (received by the Court)	\$10.00 or \$1.00 per page, whichever is greater
Sending a Fax (sent by the Court)	\$1.00 per page or \$5.00 minimum
Insufficient Funds Check	\$30.00 - Service Charge